

1 Amend 2 Cal. Code Regs. section 18216 to read:

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3 **§ 18216. Enforceable Promise to Make a Payment.**  
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5 (a) A person who makes an enforceable promise to make a payment to or at the behest of  
6 a candidate or committee makes a contribution to the candidate or committee, except to the  
7 extent the person receives full and adequate consideration, and unless it is clear from the  
8 surrounding circumstances that the enforceable promise is not made for political purposes.

9 (b) A person makes an "enforceable promise to make a payment," as that term is used in  
10 ~~subsection~~ subdivision (a), if he or she:

11 (1) Guarantees a loan.

12 (2) Furnishes security for a loan.

13 (3) Endorses a loan.

14 (4) Cosigns a loan.

15 (5) Makes and delivers a post-dated check.

16 (6) Establishes a line of credit at a bank or other commercial lending institution for a  
17 candidate or committee.

18 (7) Promises in writing to make a payment for specific goods or services, and the  
19 candidate or committee, based on the promise, expends specific funds or enters into an  
20 enforceable contract with a third party.

21 (c) A person does not make an "enforceable promise to make a payment," as that term is  
22 used in ~~subsection~~ subdivision (a), if he or she signs a pledge card or similar document, agrees to  
23 make installment payments through wire transfer, credit card transaction, debit account  
24 transaction or similar electronic payment or otherwise agrees, orally or in writing, to make a  
25 future payment except as provided in ~~subsection~~ subdivision (b).

1 (d) A candidate or committee shall report receipt of an enforceable promise to make a  
2 payment using the forms furnished by the Commission. This reporting shall be consistent with  
3 the requirements for reporting of contributions contained in ~~Chapter~~ chapter 4 (commencing with  
4 ~~Section~~ section 84100) of ~~Title~~ title 9 of the Government Code.

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6 Note: Authority: Section 83112, Gov. Code.

7 Reference: Section 82015, Gov. Code.  
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